IN THE UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF VIRGINIA ROANOKE DIVISION

CLERK'S OFFICE U.S. DIST. COURT AT ROANOKE, VA FILED

JUL 1 8 2005

JOHN.	F CORCORAN, CLERK
BY	F. CORCORAN, CLERK
J.,	DEPTY KVERK

MARLON BRAMWELL, #37553-004,)
Plaintiff,) Civil Action No. 7:05-CV- COHEC
)
v.) <u>FINAL ORDER</u>
)
FEDERAL PRISONS INDUSTRIES,) By: Hon. Glen E. Conrad
Defendant.) United States District Judge

In accordance with the accompanying Memorandum Opinion, it is hereby

ADJUDGED and ORDERED

that plaintiff's complaint shall be construed as a <u>Bivens</u> action and **FILED** and **DISMISSED** for failure to state a claim, pursuant to 28 U.S.C. § 1915A(b)(1); plaintiff's motion to proceed <u>in</u> forma <u>pauperis</u> shall be **GRANTED**; and this action is hereby stricken from the active docket of the court.

The Clerk is directed to send certified copies of this order to plaintiff and to counsel of record for the defendant, if known.

ENTER: This 18th day of July, 2005.

UNITED STATES DISTRICT JUDGE

Oxela Canao